

DECLARATION OF OIL AND GAS NOTICE

(Tax Map 1, Liberty District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lie(s) under the surface of lands described in Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY

McELROY COAL COMPANY

CNX LAND RESOURCES INC.

**C/O LEATHERWOOD, INC.
1000 CONSOL ENERGY DRIVE
CANONSBURG, PA 15317-6506**

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its Assistant Manager, by authority duly given.

Jan Pest
MARSHALL County 03:42:49 PM
Instrument No 1304860
Date Recorded 05/17/2011
Document Type O&G
Pages Recorded 6
Book-Page 733-255
Recording Fee \$6.00
Additional \$6.00

CONRHEIN COAL COMPANY
a Pennsylvania corporation:

By: 

Its: Assistant Manager

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOLIDATION COAL COMPANY

a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC

a Delaware limited liability company:

By: 

Its: Vice President

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY

a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its Vice President, by authority duly given.

MCELROY COAL COMPANY
a Delaware corporation

By: William Gillenwater

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its Vice President, by authority duly given.

CNX LAND RESOURCES INC.
a Delaware corporation

By: William Gillenwater

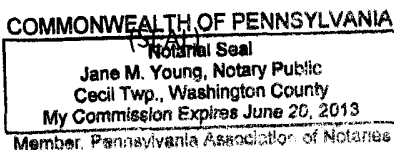
Its: Vice President

NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Assistant Manager** of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

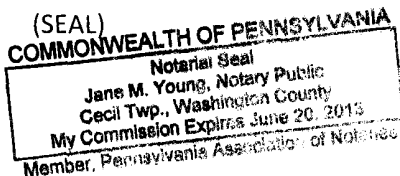


Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

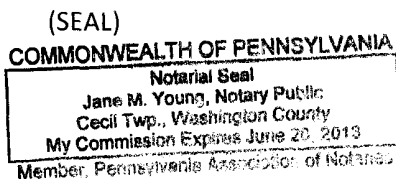


Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

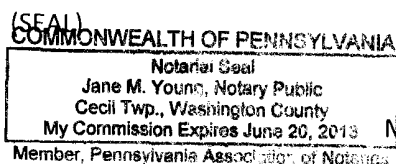


Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.



Jane M. Young
Notary Public

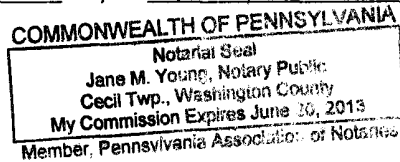
My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON**JANE M. YOUNG**

Before me, _____, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

(SEAL)



Jane M. Young
Notary Public

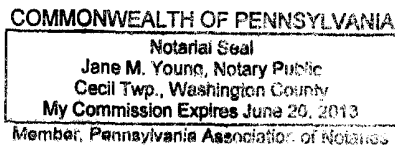
My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON**JANE M. YOUNG**

Before me, _____, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

(SEAL)



Jane M. Young
Notary Public

My Commission expires _____

This Document Prepared By:

Andrew S. Graham

WV Bar No. 9664

Steptoe & Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

5723722

EXHIBIT A - SURFACE TRACTS (McELROY MINE)
Tax Map 1, Liberty District, Marshall County, West Virginia

BOOK 0733 PAGE 0260

| Tax Map | Parcel | Last Name | First Name | Street Address | City | State | Zip | Assessment Description | Reference |
|---------|--------|----------------------------|---------------------------|--------------------------|--------------|-------|-------|------------------------|------------|
| 1 | 1 | Morris | Carroll E. & Anna D. | RD 5 Box 582 | Cameron | WV | 26033 | 179 Easton Ridge & O&G | DB 627/560 |
| 1 | 3 | Kerns | Illa N. (Life), et al | 5950 McKinley Street | Merrillville | IN | 46410 | 58 Maggoty | DB 560/341 |
| 1 | 4 | Consolidation Coal Company | | 1000 Consol Energy Drive | Canonsburg | PA | 15317 | 52 A Maggoty | DB 617/176 |
| 1 | 5 | Evans | Karen S., et al | RD 5 Box 576 | Cameron | WV | 26033 | 116.915 Ac Maggoty | DB 619/660 |
| 1 | 5.2 | Evans | Nicholas J. | RR 1 Box 35A | Glen Easton | WV | 26039 | 22.42 Ac Maggoty | DB 678/250 |
| 1 | 7 | Morris | Samantha G. (Life), et al | RD 5 Box 579 | Cameron | WV | 26033 | 40.86 Easton Ridge | WB 72/108 |
| 1 | 8 | Morris | Samantha G. (Life), et al | RD 5 Box 579 | Cameron | WV | 26033 | 33 Hog Run | WB 72/108 |
| 1 | 11 | Evans | Karen S., et al, trustees | RD 5 Box 576 | Cameron | WV | 26033 | 98.44 Grave Creek | DB 643/473 |
| 1 | 12 | Evans | Karen S., et al, trustees | RR 5 Box 576 | Cameron | WV | 26033 | 17.68 A Grave Creek | DB 594/227 |
| 1 | 13 | Evans | Karen S., et al, trustees | RR 5 Box 576 | Cameron | WV | 26033 | 120.937A Grave Creek | DB 594/227 |
| 1 | 14 | Evans | Karen S., et al, trustees | RR 5 Box 576 | Cameron | WV | 26033 | 53.67 Maggoty | DB 594/227 |
| 1 | 15 | Evans | Karen S., et al, trustees | RD 5 Box 576 | Cameron | WV | 26033 | 57.32 Maggoty | DB 643/473 |
| 1 | 16 | Evans | Karen S., et al, trustees | RD 5 Box 576 | Cameron | WV | 26033 | 54.44 Maggoty | DB 643/473 |
| 1 | 17 | Albright | Jeffrey L. | 501 S Cedar Street | Centralla | WA | 98531 | 57.17 Maggoty | DB 441/403 |
| 1 | 18 | Evans | Karen S., et al | RD 5 Box 576 | Cameron | WV | 26033 | 21.20 Grave Creek | DB 619/660 |
| 1 | 19 | Jamison | Jean | 90 Liberty Street | Seville | OH | 44273 | 51.89 A Maggoty | DB 598/16 |

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 9th day of May, 2011, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 17th day of May, 2011 at 3:42 o'clock P.M.

TESTE: Jan Pest Clerk.